Anticipated Classification of this Application:

·Class:

Subclass:

Prior Application

09/373,347

Examiner: Y. B. Loeb

Art Unit:

1636

## **BOX PATENT APPLICATION**

**Assistant Commissioner for Patents** Washington, DC 20231

Sir:

This is a request for filing an

- Original
- X Continuation
- Divisional
- Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

"EXPRESS MAIL" MAILING LABEL EL758643351US NUMBER June 20, 2001 DATE OF DEPOSIT I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231. Darryl Kriner TYPED NAME SIGNED

David ZARLING (Menlo Park, CA); Gurucharan REDDY (Fremont, CA); Sushma PATI (Woodside, CA) (Names of ALL Applicants)

DOMAIN SPECIFIC GENE EVOLUTION for

(Title of Invention)

X continuation

\_ divisional

\_\_ continuation-in-part

clams priority to pending application Serial Nos. 09/373,347, filed on August 12, 1999; 09/133,934 filed on August 1998; and 60/096,330 filed on August 12, 1998.

- Enclosed is a new application.
  - Enclosed is a continuation-in-part application.
  - X Enclosed is a copy of the prior application.
  - Enclosed is a new Declaration.
  - Enclosed is a copy of the prior Declaration as originally filed.
- Enclosed is a Small Entity Affidavit.
  - A Small Entity Affidavit is of record in the prior application.
- The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	SMALL ENTITY		OTHER THAN SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE_	RATE	FEE_
BASIC FEE				\$355		\$690
TOTAL CLAIMS	1 - 20 =	0	× 9=	\$	× 18 =	\$
INDEP CLAIMS	1 - 3=	0	× 40 =	\$	× 80 =	\$
MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =	\$	+270 =	\$_
If the difference in Col	TOTAL	<b>\$</b> 355	TOTAL	\$		

The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-66914-2/RFT/BTC/AMS.

' = <b>^</b>	Ų. ¥						
6.	X	Our check No in the hount of \$ is enclosed. The filing fee is <b>NOT</b> being submitted with this transmittal letter.					
7.		Cancel in this application original claims of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)					
8.		Amend the specification by inserting before the first line the sentence:					
		This is a continuation divisional continuation-in-part					
	of a	application Serial No filed					
		<ul> <li>X Informal drawings are enclosed (4 Sheets)</li> <li>Formal drawings are enclosed.</li> </ul>					
10.	(a)	) X Priority of application Serial No. Serial Nos. <u>09/373,347</u> , filed on <u>August 12, 1999</u> ; <u>09/133,934</u> filed on <u>August 14, 1998</u> ; and <u>60/096,330</u> filed on <u>August 12, 1998</u> , all in the United States of America is claimed under 35 U.S.C. 119/120.					
	(b)	The certified copy has been filed in prior application Serial No filed on					
11.	<u>×</u>	The prior application is assigned of record to Pangene Corporation					
12.	<u>X</u>	The power of attorney in the prior application is to:					
		Name: Richard F. Trecartin, Esq. Address FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP Four Embarcadero, Suite 2400 San Francisco, CA 94111					
	(a) (b) (c) (d)	Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.					
1.	X	An Amendment Re Sequence Listing, paper copy of Sequence Listing, and computer readable disk copy of Sequence Listing is enclosed.					
14.	<u>X</u>	A Petition for Extension of Time in response to the December 20, 2000, Office Action in the parent application, Serial No. 09/373,347, and a check for the fee for the Extension in the amount of \$890.00 is being filed concurrently.					
15.	<u>X</u>	I hereby verify that the attached papers are a true duplicate of prior application Serial No. <u>09/373,347</u> as originally filed on <u>August 12, 1999</u> .					
Dat	te: _	6/20/01 Signature: Richard F. Trecartin, Esq., Reg. No. 31,801					
Ado	dres	s of Signer:					
FLI ALI 4 E Sai Tel	EHR BRI Imba n Fra .: (4	X Attorney or agent of record FTON & HERBERT LLP Filed under Section 1.34(a)  ancisco, California 94111-4187  415) 781-1989  415) 398-3249					